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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

David Sandler et al.

Application No.: 09/846,879

Group Art Unit: 2874

Confirmation Number: 5890

Filed: April 30, 2001

Examiner: Unk.

For: OPTICAL CROSS CONNECT SWITCH

RESPONSE TO NOTICE TO FILE MISSING PARTS

ATTN: BOX MISSING PARTS

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

In response to the "Notice to File Missing Parts of Non-provisional
Application-Filing Date Granted" (copy enclosed), mailed June 29, 2001,
Applicant submits herewith the following:

Certificate of Mailing

I hereby certify that this correspondence is being deposited with
the United States Postal Service with sufficient postage as first
class mail in an envelope addressed to: Assistant Commissioner
for Patents, Washington, D.C. 20231 on:

November 28 2001
Mailing Date

Gary L. Eastman
Registered Representative


Gary Eastman
Signature

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1. Required Declaration properly executed by the inventor(s).
2. Petition for a three (3) month extension of time under 37 C.F.R. §1.136(a).
3. A check for \$806.00 for:
 - basic filing fee (\$1066.00)*;
 - nineteen (19) total claims over twenty (\$171.00)*;
 - late filed declaration fee per 37 C.F.R. §1.16(e) (\$65.00)*;
 - fee for three (3) month extension of time (\$460.00).*
4. Eleven (11) substitute drawing sheets in compliance with 37 C.F.R. §1.84.
5. Substitute Abstract.
6. Postcard.

***Small Entity Statement:** The undersigned, as attorney of record on behalf of Applicant, hereby verifies that Applicant qualifies as a small entity pursuant to 37 C.F.R. § 1.27, and so is entitled to a one-half reduction in applicable fees in connection with this application.

Respectfully submitted,



Gary L. Eastman
Attorney for Applicant
Registration No. 41,005

EASTMAN & ASSOCIATES
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Date: November 28, 2001

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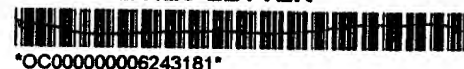
UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/846,879	04/30/2001	David Sandler	1092-PA364

CONFIRMATION NO. 5890

FORMALITIES LETTER



OC000000006243181

GARY L. EASTMAN
STE 306
520 WEST ASH ST.
SAN DIEGO, CA 92101

Date Mailed: 06/29/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$171.
 - \$171 for 19 total claims over 20.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 591.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
- An Abstract not to exceed 150 words in length, commencing on a separate sheet (37 CFR 1.72(b)).

01/10/2002 SSESHE1 00000033 09846879

370.00 DP
171.00 DP
65.00 DP01 FC:201
02 FC:203
03 FC:205

*A copy of this notice **MUST** be returned with the reply.*

Shaw
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY